

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff,

:

Case No. 3:13-cr-019

Also 3:14-cv-245

:

-vs-

District Judge Thomas M. Rose

Magistrate Judge Michael R. Merz

DEQUAN NASIR HEARD,

:

Defendant.

DISMISSAL ORDER

On Motion of the Defendant (Doc. No. 37) pursuant to Fed. R. Civ. P. 41(a), the § 2255 proceeding herein is dismissed and both the above-numbered cases are ORDERED terminated on the docket of this Court. The Report and Recommendations (Doc. No. 36) is withdrawn.

January 13, 2015.

s/ *Michael R. Merz*
United States Magistrate Judge